

SENATE BILL 3535

By Crowe

AN ACT to amend Tennessee Code Annotated, Title 68,
Chapter 11, Part 2, relative to adult care home
providers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-11-209(h)(2), is amended by deleting subdivisions (C) and (D) in their entirety, by substituting instead the following subdivisions as now (C), (D), and (E), and by redesignating subsequent subdivisions accordingly:

(C) A Level 2 adult care home provider serving residents with traumatic brain injury must hold a national certification by the Academy of Certified Brain Injury Specialists as a Certified Brain Injury Specialist (CBIS), or hold a current professional license or employ a resident manager who holds a current professional license as a physician, nurse practitioner, registered nurse, licensed rehabilitation professional, Certified Brain Injury Specialist (CBIS) or licensed mental health professional who is trained and experienced in the care and rehabilitation of residents with traumatic brain injury;

(D) A substitute caregiver for a Level 2 adult care home for persons with traumatic brain injury must hold a national certification by the Academy of Certified Brain Injury Specialists as a Certified Brain Injury Specialist (CBIS), or hold a current professional license as a physician, nurse practitioner, registered nurse, licensed rehabilitation professional or licensed mental health professional who is trained and experienced in the care and rehabilitation of residents with traumatic brain injury and must demonstrate competency in caring for persons with traumatic brain injury;

(E) A Level 2 resident manager serving residents with traumatic brain injury must hold a national certification by the Academy of Certified Brain Injury Specialists as a Certified Brain Injury Specialist (CBIS), or hold a current professional license as a physician, nurse practitioner, registered nurse, licensed rehabilitation professional or licensed mental health professional who is trained and experienced in the care and rehabilitation of residents with traumatic brain injury and must demonstrate competency in caring for persons with traumatic brain injury; and

SECTION 2. Tennessee Code Annotated, Section 68-11-209, is amended by adding the following language as a new, appropriately designated subdivision:

() For developing a plan of care in Level 2 adult care homes, a licensed health care professional shall include, when appropriate, persons holding a national certification by the Academy of Certified Brain Injury Specialists as a Certified Brain Injury Specialist (CBIS).

SECTION 3. Tennessee Code Annotated, Section 68-11-201(2), is amended by deleting the language “An adult care home provider shall live in the adult care home or employ a resident manager to live in the residence” and by substituting instead the language “An adult care home provider shall live in the adult care home or employ a resident manager to live in the residence; provided however, a resident manager is not required to live in an adult care home that cares for traumatic brain injury patients where a certified brain injury specialist is present and on site at all times”.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.